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GRIFFITHS, HERON LAND COMPANY,
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JOHNSON THOMAS TRUST, DON
STORSETH, AND ROBERT L. TEMPLETON**

**ATTORNEYS FOR CATHERINE D. KOEHLER, MARY C.
SCHOOLER, INDIVIDUALLY AND AS TRUSTEE OF THE
MARY C. SCHOOLER TRUST, LOUISE TRAMMELL CONLEY,
INDIVIDUALLY AND AS TRUSTEE OF THE LOUISE
TRAMMELL TRUST, SCHOOLER PROPERTIES, LTD.,
JRK-CDK, LTD., LKC-CDK, LTD., MKS-CDK, LTD., CHRISTI
COCKE TRAMMELL, CATHERINE SUZANNE SCHOOLER,
MAURICE SCHOOLER AS CUSTODIAN FOR AUGUSTINE
WENDT, ERIN WENDT AND KOEHLER WENDT, AND MARTY
ROWLEY, AS TRUSTEE OF THE SCHOOLER/CONLEY
CREDITORS' LIQUIDATION TRUST**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

In re:

AMERICAN HOUSING FOUNDATION

Debtor.

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Case No. 09-20232-RLJ-11

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**CORRECTED AMENDED JOINT DESIGNATION OF RECORD
ON APPEAL AND STATEMENT OF ISSUES**

The following appellants listed below (collectively, the "Appellants") file this their
Corrected Amended Joint Designation of Record on Appeal and Statement of Issues regarding
the Notices of Appeal filed at Docket Nos. 2773 and 2774.

Appellants	
Banjo, Inc. C. C. Burgess Campbell Burgess Carson Herring Burgess Cornelia J. Slemp Trust Dennis Dougherty Frances Maddox Estate Charlotte Burgess Griffiths Heron Land Company Herring Bank Paul R. King Louise Johnson Thomas Trust Don Storseth Robert L. Templeton	Catherine D. Koehler Mary C. Schooler, individually and as Trustee of the Mary C. Schooler Trust Louise Trammell Conley, individually and as Trustee of the Louise Trammell Trust Schooler Properties, Ltd. JRK-CDK, Ltd. LKC-CDK, Ltd. MKS-CDK, Ltd. Christi Cocke Trammell Catherine Suzanne Schooler Maurice Schooler as Custodian for Augustine Wendt, Erin Wendt and Koehler Wendt Marty Rowley, as Trustee of the Schooler/Conley Creditors' Liquidation Trust

I.
DESIGNATION OF RECORD

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2. 608	1736	First Amended Disclosure Statement to First Amended Joint Chapter 11 Plan Filed by Chapter 11 Trustee and Official Committee of Unsecured Creditors
Vol. 4 3. 772	1747	First Amended Joint Chapter 11 Plan Filed by the Chapter 11 Trustee and the Official Committee of Unsecured Creditors
4. 874	1768	Certificate of Service — Solicitation Package
5. 909	1831	Objection of Robert L. Templeton, Independent Executor of the Frances E. Maddox Estate, to Confirmation of First Amended Joint Chapter 11 Filed By the Trustee and the Official Committee of Unsecured Creditors (Re: Docket No. 1747)
6. 927	1895	Ballot Certification of Marcus Helt Regarding Tabulation of Votes in Connection With First Amended Joint Chapter 11 Plan Filed by Chapter 11 Trustee and Official Committee of

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112. 4857	2457	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02106, versus Chase Bank, John Does 1-50, and ABC Entities 1-50
113. 4875	2458	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02107, versus American Express Travel Related Services Company, Inc., John Does 1-50, and ABC Entities 1-50
114. 4900	2459	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02108, versus Neal, Gerber & Eisenberg LLP, John Does 1-50, and ABC Entities 1-50

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115. pg. # 4916	2460	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02109, versus Column Guaranteed LLC, John Does 1-50, and ABC Entities 1-50
116. 4935	2461	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02110, versus Prudential Asset Resources, Inc., John Does 1-50, and ABC Entities 1-50
117. 4952	2462	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02111, versus Soak Creek Partners, L.P., John Does 1-50, and ABC Entities 1-50
118. 4971	2463	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02112, versus MBNA Corporation, John Does 1-50, and ABC Entities 1-50
119. 4990	2464	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02113, versus Cimarron Aircraft Corporation, John Does 1-50, and ABC Entities 1-50
120. 5009	2465	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02114, versus Stearns Financial Services, John Does 1-50, and ABC Entities 1-50
121. 5028	2466	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02115, versus MM Millennium Trust FG, John Does 1-50, and ABC Entities 1-50
122. 5045	2467	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02116, versus William C. Dunlap, Jr., John Does 1-50, and ABC Entities 1-50
123. 5062	2468	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02117, versus Oly Residual, LP, John Does 1-50, and ABC Entities 1-50
124. 5081	2469	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02118, versus John Wayne Moore, John Does 1-50, and ABC Entities 1-50
125. 5098	2470	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02119 versus Juaquin, L.L.C., John Does 1-50, and ABC Entities 1-50
126. 5115	2471	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02120, versus S.G. Johnston Estate, John Does 1-50, and ABC Entities 1-50
127. 5134	2472	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02121, versus Rainier American Investors I, LLC, Rainier American Investors II,

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		LLC, Rainier American Investors III, LLC, Rainier Capital Management, L.P., John Does 1-50, and ABC Entities 1-50
128. Pg.# 5155	2473	<i>Trustee's Complaint to Recover Avoidable Transfers and Obtain Other Relief</i> , Adv. No. 11-02122, versus Russell L. Robinson, Terrence Beebe, John Does 1-50, and ABC Entities 1-50
129. 5172	2520	Transcript of Excerpt Proceedings, Hearing and Court's Ruling for Hearing Held 12/01/10 (Dated 11/30/10)
130. 5206	2569	Motion for Authority to File Objection to Claim Per Confirmed Plan (Rainier and Koehler Related Claimants)
131. 5228	2574	Notice of Hearing for Motion for Authority to File Objection to Claim Per Confirmed Plan (Rainier and Koehler Related Claimants)
132. 5231	2590	Motion for Authority to File Objection to Claims Per Confirmed Plan (William Scott and William Scott IRA Claims)
133. 5251	2591	First Amended Motion for Authority to File Objection to Claim Per Confirmed Plan (Rainier and Koehler Related Claimants)
134. 5280	2592	Motion for Authority to File Objection to Claims Per Confirmed Plan [Burgess Related Claimants]
135. 5310	2594	Motion for Authority to File Objection to Claims Per Confirmed Plan (Goz No. 3, Ltd. Related Claimants)
136. 5343	2595	Motion for Authority to File Objection to Claims Per Confirmed Plan [Dasadi Holdings, Ltd. and GS Holdings, Ltd.]
137. 5360	2596	Oversight Committee's Response to Motion for Authority to File Objection to Claims Per Confirmed Plan (Docket #2327 and Docket #2328) as Well as Similar Motions filed on Behalf of the Trustee (#2569, #2591, #2590, #2592 and #2594)
138. 5368	2612	Motion for Authority to File Objection to Claims Per Confirmed Plan (Herring Bank and Vaudrey Capital LP)
139. 5392	2616	Motion for Authority to File Objection to Claims Per Confirmed Plan [Capital One, N.A.]
140. 5408	2618	Objection to Emergency Motion for Interim and Final Orders Establishing Procedures for Certain Adversary Proceedings
141. 5419	2619	Objection to Motion for Authority to File Objection to Claims Per Confirmed Plan and First Amended Motion (Rainier and

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		Koehler Related Claimants)
142. pg. # 5426	2620	Liquidating Trustee's Reply to Oversight Committee's Response to Motions for Authority to File Objections to Claims Per Confirmed Chapter 11 Plan [Related Docket No. 2596]
143. 5444	2621	Motion for Authority to File Objections to Claims Per Confirmed Plan [Duplicate Claims, Claims against Non-debtor Entities, and Tax Credit Partners]
144. 5450	2624	Objection of Mary C. Schooler and Louise Trammell Conley to First Amended Motion for Authority to File Objection to Claims Per Confirmed Plan (Rainier and Koehler Related Claimants)
145. 5453	2627	Witness and Exhibit List of the Oversight Committee for Hearings on Motions for Authority to File Objection to Claims Per Confirmed Plan Scheduled for May 19, 2011
146. 5456	2628	Notice of Hearing
147. 5459	2630	Creditors' Trust Objection to Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary Proceedings Filed by Trustee Under 11 USC §§541, 544, 547, 548, or 553 (Docket No. 2348)
148. 5470	2631	Creditors' Objection to Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary Proceedings Filed by Trustee Under 11 U.S.C. §§ 541, 544, 547, 548, or 553 (Docket No. 2348)
149. 5476	2632	Creditors' Objection to Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary Proceedings Filed by Trustee Under 11 U.S.C. §§ 541, 544, 547, 548 or 553 (Docket No. 2348)
150. 5481	2633	Objection of Robert L. Templeton, Independent Executor of the Frances E. Maddox Estate and Robert L. Templeton, to (I) the Liquidating Trustee's Emergency Motion for Interim and Final Orders Establishing Procedures for Certain Adversary Proceedings Filed by the Trustee Under §§541, 544, 547, 548 or 553 (Docket No. 2348) and (Ii) Interim Order Granting Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary Proceedings Filed by Trustee Under 11 U.S.C. §§ 541, 544, 547, 548, or 553 (Docket No. 2414)
151. 5489	2636	Amended Objection to Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary

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<u>Tab No.</u>	<u>Docket No.</u>	<u>Document Description / Title</u>
		Proceedings Filed by Trustee Under 11 U.S.C. §§ 541, 544, 547, 548, or 553(Docket No. 2348) Modifying Creditors' Trust Objection (Doc#2630)
152. pg. #5502	2642	Reply to Liquidating Trustee's Response to Oversight Committee's Response to Motions for Authority to File Objections to Claims Per Confirmed Plan
153. 5506	2639	Motion for Authority to File Objection to Claims Per Confirmed Plan
154. 5512	2645	Oversight Committee's Response to Motion for Authority to File Objection to Claims Per Confirmed Plan (Docket #2595) as Wellas Similar Motions filed on Behalf of the Trustee (#2612, #2616, #2621 and #2639)
155. 5522	2647	Witness and Exhibit List filed by Rainier American Investors I, LLC, Rainier American Investors II, LLC and Rainier American Investors III, LLC
156. 5525	2654	Supplemental Witness and Exhibit List of the Oversight Committee for Hearings on Motions for Authority to File Objection to Claims Per Confirmed Plan Scheduled for May 24, 2011
157. 5528	2655	Witness and Exhibit List of Creditors for Emergency Motion for Interim and Final Order Establishing Procedures for Certain Adversary Proceedings filed by Trustee Under 11 U.S.C. §§ 541, 544, 547, 548 or 553 (Docket No. 2348)
158. 5531	2657	Witness and Exhibit List for Hearing Scheduled May 24, 2011
159. 5533	2661	Second Supplemental Witness and Exhibit List of the Oversight Committee for Hearings on Motions for Authority to File Objection to Claims Per Confirmed Plan Scheduled for May 24, 2011
160. 5537	2665	Court Admitted Exhibits at Hearing on 5/24/11
161. 5578	2668	Order on Liquidating Trustee's Motions for Authority to File Objections to Claims Per Confirmed Plan and with Respect to Adversary Proceedings filed by Liquidating Trustee
162. 5580	2713	Cost/Benefit Analysis filed by Chapter 11 Trustee Walter O'Cheskey
163. 5592	2714	Letter Response filed by Oversight Committee
164. 5630		Transcript of Hearing from December 1, 2010
165. 5729		Transcript of Hearing from May 24, 2011

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<u>Tab No.</u>	<u>Docket No.</u>	<u>Document Description / Title</u>
pg. # 166. 5950 ending # 5966		Transcript of Hearing from June 9, 2011

The Appellants incorporates by reference herein to this designation any items designated by any other Appellant to this Appeal.

II.
STATEMENT OF ISSUES

This appeal arises from the Bankruptcy Court's rulings set forth in the *Order Granting Trustee's Motions for Authority to File Objections to Claims* (Related Docket Nos. 2327, 2328, 2569, 2590, 2591, 2592, 2594, 2595, 2612, 2616, 2621, and 2639) dated June 7, 2011 [Docket No. 2697] and Supplemental Order of June 10, 2011 [Docket No. 2722] raising the following issues for this appeal:

1. Did the Bankruptcy Court err in prematurely terminating the hearing on the *Liquidating Trustee's Motions for Authority to File Objections to Claims* [Docket Nos. 2327, 2328, 2590, 2591, 2569, 2592, 2594, 2595, 2612, 2616, 2621, 2639] held on May 24, 2011 before all parties at the hearing had an opportunity to complete the evidentiary record?
2. Did the Bankruptcy Court err in entering the Order of June 10, 2011 [Docket No. 2722] because such order was a product of a hearing for which the affected parties received no notice as required by Bankruptcy Rule 9014(a)?
3. Did the Bankruptcy Court err in entering the Order of June 10, 2011 [Docket No. 2722] because such order was a product of a hearing for which no motion was filed seeking such relief as required by Bankruptcy Rule 9014(a)?
4. In its Order of June 10, 2011 [Docket No. 2722], did the Bankruptcy Court err in its interpretation of certain provisions (Sections 9.1 and 10.02) of the confirmed plan of reorganization [Docket No. 1909] to authorize the filing of various objections to claims and adversary proceedings?
5. Did the Bankruptcy Court fail to make findings of fact and conclusions of law on the record in support of its June 10, 2011 order [Docket No. 2722] as required by Fed.R.Civ.P. 52, Bankruptcy Rules 7052 and 9014?
6. Did the Bankruptcy Court err in its implementation of certain provisions (Sections 9.01 and 10.02) in the confirmed plan of reorganization [Docket No. 1909] to authorize the filing of various objections to claims and adversary proceedings?

Dated: July 15, 2011

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**Signature by permission by /s/ Joe L. Lovell.*

CERTIFICATE OF SERVICE

I hereby certify that notice of this document is being served electronically through the Court's ECF noticing system and that a true and correct copy of the foregoing Designation of Record on Appeal and Statement of Issues has been served on the parties listed below via separate email on this 5th day of July, 2011.

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